Qwest Corporation Law Department (612) 672-8927-Phone (612) 672-8911-Fax

Joan C. Peterson Corporate Counsel



May 17, 2006

Patricia Van Gerpen Executive Director South Dakota Public Utilities Commission 500 East Capitol Avenue Pierre, SD 57501

Re: In the Matter of the Petition for Arbitration and Approval of Interconnection Agreements between Qwest Corporation and Dakota Electronics, Golden West Technologies, Inc., Nextel West Corp., Vantek Communications, Inc. and Priority Paging, Inc. Docket No. TC06-022

Dear Ms. Van Gerpen:

Enclosed for filing are the original and 10 copies of Qwest Corporation's Qwest Corporation's Motion to Dismiss Petition for Approval of Interconnection Agreements to Implement FCC Ruling in *T-Mobile Order* as to Respondent Vantek Communications, Inc. and Motion to Dismiss the Petition and Close Docket regarding the above-referenced matter.

Very truly yours,

Joan C. Peterson

JCP/bardm

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of May, 2006, the original and 10 copies of the foregoing Qwest Corporation's Motion to Dismiss Petition for Approval of Interconnection Agreements to Implement FCC Ruling in *T-Mobile Order* as to Respondent Vantek Communications, Inc. and Motion to Dismiss the Petition and Close Docket were served upon the following party:

Patricia Van Gerpen Executive Director South Dakota Public Utilities Commission 500 East Capitol Avenue Pierre, SD 57501

and copies sent electronically or via U.S. mail, addressed to the following:

Golden West Technologies, Inc. 2727 North Plaza Drive Rapid City, SD 57702

Vantek Communications, Inc. c/o Stacey R. Hennen 2101 West 41st Street, Suite 2000 PO Box 495 Sioux Falls, SD 57101-0495

Priority Paging, Inc. c/o 235 Crandon Blvd. S-4 Key Biscayne, FL 33149 Dakota Electronics 424 Brown County 19 South Aberdeen, SD 57401

Nextel West Corp. c/o Corporation Service Company 503 South Pierre Street Pierre, SD 57501-4522

Diane C. Browning Attorney, State Regulatory Affairs 6450 Sprint Parkway Mailstop KSOPHN0212-2A511 Overland Park, KS 66251 diane.c.browning@sprint.com

Dianne Barthel

STATE OF SOUTH DAKOTA BEFORE THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

In the Matter of the Petition for Arbitration and Approval of Interconnection Agreements between Qwest Corporation and Dakota Electronics, Golden West Technologies, Inc., Nextel West Corp., Vantek Communications, Inc. and Priority Paging, Inc. Docket No. TC06-022

MOTION TO DISMISS PETITION FOR APPROVAL OF INTERCONNECTION AGREEMENTS TO IMPLEMENT FCC RULING IN *T-MOBILE ORDER* AS TO RESPONDENT VANTEK COMMUNICATIONS, INC. AND MOTION TO DISMISS THE PETITION AND CLOSE DOCKET

Pursuant to Rule 20:10:01:02.4, Qwest Corporation ("Qwest") moves the South

Dakota Public Utilities Commission (the "Commission") to dismiss on Qwest's own motion

Qwest's Petition for Approval of Interconnection Agreements to Implement FCC Ruling in

T-Mobile Order as to Respondent Vantek Communications, Inc. ("Vantek"). Because

Vantek was the last remaining respondent, Qwest also moves the Commission to dismiss the

Petition and close the above-referenced docket.

I. BACKGROUND AND INTRODUCTION

On March 17, 2006, Qwest submitted a Petition with the Commission for an order pursuant to 47 U.S.C. § 252(b) approving an interconnection agreement between Qwest and wireless and paging carriers to implement the ruling of the Federal Communications Commission ("FCC") in *In the Matter of Developing a Unified Intercarrier Compensation* Regime, T-Mobile et al. Petition for Declaratory Ruling Regarding Incumbent LEC Wireless

Termination Tariffs, CC Docket 01-92, FCC 05-42, (Released February 24, 2005) (the "T-Mobile Order").

Since submitting the above-referenced Petition, Qwest filed with the Commission motions to dismiss as to Respondents Golden West Technologies, Inc., Priority Paging, Inc. Dakota Electronics, and Nextel West Corp. The Commission issued an order granting Qwest's motion to dismiss for Respondents Golden West Technologies, Inc. and Priority Paging, Inc. on April 25, 2006.

Qwest has also successfully negotiated a Type 1 Wireless Interconnection Agreement with Vantek, and no longer considers it to be a respondent in the above-referenced Docket.

Qwest respectfully requests that Vantek be dismissed from the Petition.

Qwest states that the issues in its Petition have been resolved regarding all the respondents in this action. Therefore, Qwest respectfully requests that the Commission issue an order dismissing the above-referenced matter and close the docket.

II. CONCLUSION

For the reasons set forth herein, Qwest respectfully requests that the Commission issue an order dismissing Vantek as a respondent and dismiss Qwest's Petition for Approval in its entirety and close the docket.

DATED this 17th day of May, 2006.

QWEST CORPORATION

Yoan/C. Peterson

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